

REMARKS

Claims 1-37 are rejected under 35 U.S.C. §102(e) as being anticipated by *de la Huerga* (U.S. 5,960,085). This rejection is respectfully traversed for the reasons set forth below.

Amended independent claim 1 now includes:

- "1. (Currently Amended) A computer system comprising:
- at least one processor;
 - an identification signal detection circuit for receiving a wireless identification signal from an identification object, the wireless identification signal containing identification information regarding the assigned processor of the identification object;
 - a memory having means for determining whether the assigned processor of the identification object as indicated by the wireless identification signal has authorized access to computer information accessible by the computer system; and
 - ~~a memory having means for determining that the identification signal detection circuit has not received for a predetermined period of time, a wireless identification signal containing identification information from an assigned possessor having authorized access~~
 - a memory having means for placing the computer system in a condition to deny access by placing the computer system in a lower power state in response to the identification signal detection circuit not having received for a predetermined period of time, a wireless identification signal containing identification information from an assigned possessor having authorized access."

The PTO provides in MPEP § 2131..."To anticipate a claim, the reference must

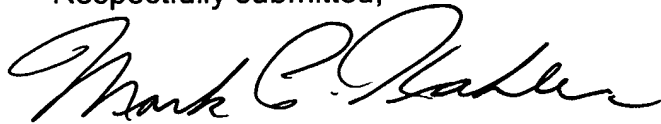
teach every element of the claim...". Therefore, to sustain this rejection the *de la Huerga* patent must contain all of the claimed elements of independent claim 1. However, the claimed "a memory having means for placing the computer system in a condition to deny access by placing the computer system in a lower power state in response to the identification signal detection circuit not having received for a predetermined period of time, a wireless identification signal containing identification information from an assigned possessor having authorized access" is not shown or taught in the *de la Huerga* patent. The Office Action at page 3, paragraph 4 cites column 13, lines 47 – 65 of the *de la Huerga* patent. However, the cited text simply speaks of disabling a mouse, keyboard and display. It does not specifically teach "placing the computer system in a condition to deny access" by "placing the computer system in a lower power state" in response to the identification signal detection circuit not having been received for a predetermined period of time. Therefore, the rejection is unsupported by the art and should be withdrawn.

A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described in a single prior art reference." *Verdegaal Bros. V. Union Oil Co. Of California*, 814 F.2d 628, 631, 2 USPQ2d 1051, contained in the ...claim." *Richardson v. Suzuki Motor Co.*, 868 F.2d 1226, 1236, 9 USPQ2d 1913, 1920 (Fed. Cir. 1989).

For these reasons, the rejection of independent claim 1, as now amended, should be withdrawn. Remaining dependent claims 2, 5-20 are believed to be allowable as depending on the allowable subject matter of amended claim 1. It is thus requested that the rejection of dependent claims 1, 2, 5–20 be withdrawn. Similar arguments apply to amended independent method claim 21 and its remaining dependent claims. It is thus requested that the rejection of claims 21-25 and 27-37 be withdrawn.

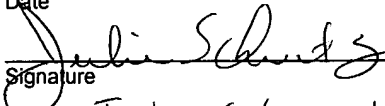
In view of the above, it is respectfully submitted that remaining claims 1, 2, 5-25, and 27-37 are in condition for allowance. Accordingly, an early Notice of Allowance is requested. If the Examiner believes that prosecution of this patent application would be advanced by a verbal discussion, the Examiner is requested to give Applicant's attorney a telephone call at (512) 867-8502 (direct line).

Respectfully submitted,



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